

REMARKS

This Amendment is fully responsive to the non-final Office Action dated January 6, 2009 issued in connection with the above-identified application. Claims 30-41 are pending in the present application. With this Amendment, claims 30 and 36 have been amended. No new matter has been introduced by the amendments made to the claims. Favorable reconsideration is respectfully requested.

In the Office Action, claims 30-41 have been rejected under 35 U.S.C. 112, second paragraph, as being indefinite. Specifically, the Examiner alleges that claims 30 and 36 recite the phrase “television display content and a firmware update file as a print content” from the limitation “a content generation unit operable to generate a content that includes television display content and a firm ware update file as a print content which is not to be displayed, the firmware update file being a file in which the data for updating the firmware is described,” which is indefinite. The Examiner alleges that the above limitation does not make clear how the printing apparatus processes the television display content as part of the print content.

The phrase “as a print content which is not to be displayed” can be misinterpreted as modifying both of the phrase “television display content” and the phrase “a firmware update file,” which may have led to a misunderstanding in interpreting the scope of the above claims.

Accordingly, the Applicants have amended independent claims 30 and 36 to help clarify their meaning. As amended, independent claims 30 and 36 similarly recite the following:

“...generating, with the server, a content that includes television display content and a firmware update file, the firmware update file being a print content which is not to be displayed and being a file in which data for updating the firmware of the printing apparatus is described;....”

The rejected wording of the claims (as noted above) originally denoted that “a content generation unit generates a content that includes television display content and a firmware update file.” However, the amended claims also clarify that the firmware update file is generated as print content, and the print content is not a display target. The firmware update file is a file in which data for updating the firmware is described.

The Applicants assert that independent claims 30 and 36, as amended, clearly indicate the

meaning and scope of the present invention. Withdrawal of the rejection to claims 30-41 under 35 U.S.C. 112, second paragraph, is respectfully requested.

No other objections or rejections were noted in the Office Action.

In view of the foregoing amendments and remarks, all of the claims now active in this application are believed to be in condition for allowance. The Applicants respectfully request that the Examiner withdraw the rejection presented in the Office Action, and pass the present application to issue. The Examiner is invited to contact the undersigned attorney by telephone to resolve any remaining issues.

Respectfully submitted,

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April 1, 2009